

Internal Case Management System Worksheet - Case Closing

Top Allegation CRIME (NOT DOMESTIC) -OTHER Group
G41-GROUP 41 - DETECTIVE
BUREAU - MANHATTAN / BRONX
Date of This Report
02/17/2019

Date Reported 09/23/2017 Date Assigned 09/23/2017 IAB C Log No. (0 2017-36923

Case No. (G41) C-2017-483

Folder Type CORRUPTION Preliminary Case Type FILE Follow-Up No.

Worksheet Tracking No. 3566413

Topic/Subject (Case Closing) CASE CLOSING PARTIALLY SUBSTANTIATED

Activity Date 02/17/2019 16:30

Referred to Group Conferred With Next Review Date

Closing Statement Case#: C-2017-483

Log#: 2017-36923

Date Case Received: September 29th, 2017

Date of Occurrence: September 23rd, 2017

Administrative Statute of Limitations Expires: March 23rd, 2019

Classification: C2

Investigator: SERGEANT CLIFTON P. COLLAZO, TAX# 944447

Team Leader: LIEUTENANT JOSEPH MAY, TAX# 925693

Overall Case Disposition: PARTIALLY SUBSTANTIATED

Subject Officer:

Sergeant Mario Morales Duty Status: Modified Duty

Tax: 925776 Shield: 29232

Appt. Date: 03/01/2000

Bureau/Division: 258- Detective Bureau/33 Pr ecinc t Detective Squad Bureau/Division: 544- Detective Bureau/ Narcotics Bureau Manhattan North

Bureau/Division: 025- Patrol Service Bureau/ 25 Precinct

Bureau/Division: 163- Patrol Service Bureau/Patrol Borough Bronx

Bureau/Division: 808- Housing Bureau/ PSA 8

Bureau/Division: 173-Patrol Service Bureau/ PBBX Impact Response

Bureau/Division: 044-Patrol Service Bureau/ 44 Precinct

Bureau/ Division: 497- Internal Affairs Bureau

Bureau/ Division: 046- Patrol Service Bureau/ 46 Precinct

Bur eau/ D ivision: 547: Detective Bureau/ Narcotics Borough Brooklyn North

Bureau/ Division: 138: Patrol Service Bureau/ SRG 2 Bronx Bureau/Division: 040: Patrol Service Bureau/ 40 Precinct

ICIS

Total Incidents: 9

C-cases: 1

Log# C17-36923- Crime- Non Domestic-Other (Current Case)

M-cases: 0

OG-cases: 8

Log# OG17-36896 (Lab Discrepancy)

Log# OG17-33541 (Lab Discrepancy)

Log# OG17-26396 (Lab Discrepancy)

Log# OG16-29572 (Incomplete Memobook)

Log# OG15 -30391 (Disputed Search)
Log # O G14-41155(Fait to take/make report)
Log#OG14-40783 (Lab Discrepancy)
Log#OG14-6615 (Lab Discrepancy)

CCRB: 9

Case# 16-8360: Abuse- Threat of Arrest (Unsubstantiated)

Case# 16-2258: Abuse Stop (Unsubstantiated)
Case# 15-8347: Force- Physical (Unsubstantiated)
Case# 10-7207: Discourtesy Word(Unsubstantiated)

Case# 10-12176: Refuse to provide name and shield (Unfounded)

Case# 10-7567: Abuse- Vehicle Stop (Unsubstantiated)
Case# 05-1119: Abuse- Questi on/Stop (Exonerated)
C ase#0 4-1616: Force- Gun Pointed (Exonerated)
Case#03-0173: Discourtesy- Word (Unfounded)

IAPRO: 15

C- Corruption Case: 3

Case# C12-13329: DRV-Other Missing Property Case# C12-05107: Charges and Specifications Case#C11-05238: DRV-Other Rules/Procedures

M-Misconduct Case: 6

Case# M11-28949: Domestic Aggravated Harassment Suspended

Case# M10-58866: Missing Property from person Case# M10-28296: Missing property from person

Case#M09-58238: Drivers License Su spended/ Revoked

C ase#M 09- 11163: Charges and Specifications Case#M09-09221: Suspended/DWI/ Unfit for Duty

OG- Outside Guidelines Cases: 5

Case# 07-19747: DRV- Parking Permit Lost

Case# 10-33072: DRV- Other

Case# 10-54126: DRV-Improper Search Case# 11-35407: DRV-Memo Book Incomplete

Case# 11-51428: Disputed Summons

Personnel Profile Report: The results are consistent with the information reported by the MOS History:

Residence:

Medical: Mo dified Dut y/Not Chr onic

Total Times Sick: 4 Firearms: No

Total Arrest: 141 (19 Felonies, 120 Misdemeanors, 1 Violations, 1 Other)

Department Recognition: 2 Excellent Police Duty, 1 Meritorious Police Duty, 1, Commendation

Department Monitoring: None

Uniformed Evaluations: (Last 3) 4.5, 4.5, 4.5

*It should be noted that Sergeant Mario Morales has an extensive disciplinary record;

02/27/2009: Suspended for D.W.I. Unfit for duty while armed (Substantiated, Charges and Specs Group 1)

0 3/09/200 9: Placed on Modified Assignment after suspension

04/07/2009: Placed on Level II Discipline Monitoring 04/08/09-04/06/10

03/13/2010: Transferred for cause as a result of DWI

03/25/2010: Placed on Level III Dismissal Probation 04/06/10-04/07/11

07/03/2010: Named Defendant in civil action S. Henry & R, filed in US Southern District

10/27/2010: Named Defendant in civil action Dominick Walters vs City. Bronx Supreme Court 02/06/2011: DRV-Other Department Rules Substanti ated Case, Charges and Spec s , Group 21

06/24/201 1: Suspended after being arrested for domestic/aggravated harassment, PBBX IU

07/28/2011: Charges and Specs, related to his arrest

01/24/2012: Charges and Specs Sergeant Morales Failed and Neglected to ensure his subordinate properly vouchered prisoners property.

08/23/2013: Transfer for cause PBBX to 025 Precinct

Subject officer #2

Police officer Robin Garcia Tax# 934904 Shield 12138 Appointment date: 11/05/2004 Status during incident: Full duty -OG-2017-5179- Missing Department Equipment- Train Pass -OG-2015- 22018- Unfit for Duty on Duty W/ Firearm -OG-2015-17518- Investigate Incomplete- Improper CCRB

09/26/2006- Abuse of Authority- Threat of Arrest- Exonerated 09/26/2006- Discourtesy - Word - Unfound

Subject officer #3 Sergeant Gerard Long Tax 920516

Shield 2487

Appointment date: 02/05/1998 Promotion date: 07/29/2005

Duty status at time of incident: Full duty

OG18-8886- Fail to Prepare Complaint Report - reassigned

OG17-19740- Fail to Prepare Domestic Incident Report -Closed as Pending

OG17-14960-Fail to prepare complaint report- closed as pending

FI17-0680- Use of force level III- Unfounded/ MPV OG16-17320- Invoice Bank Drop- Closed as pending

C15-0695- Association- Criminal Other than Family - Support Case closed

C15-0695- Computer Misuse- Support Case Closed F16-1508 Off-Duty Dispute(Witness) Closed as pending

C2015-0695- Official Statements Misleading- PG Substantiated Group 25

OG13-24461 Investigate incomplete improper Closed as Pending

Subject officer #4
Police Officer Frankie Cruz
Tax# 936407
Shield# 4672

Appointment Date: 01/10/2005

M17-9709- Missing Property from Person Aided/DOA- Unsubstantiated M14-18848- Memobook Incomplete Improper- Substantiated

LC13-37284- Charges and Specifications - Information and Intelligence

Complainants: NONE

Summary & Details of Case:

On September 28th,2017 Lt. Tawee Theanthong Tax#933406 of Bronx Robbery Squad), called the Command Center and reported the following: On 9/23/17 at 0300 hours, Sqt. Mario Morales Tax#925776 of the 33pct Squad, called 911 and reported that he was victim of a home invasion robbery at taken, containing his Department ID; further details are recorded on prior Log#2017-36923. Lt. Theanthong further stated that after final review of the obtained video footage of the premise on 9/27/17 at 1230hrs, no evidence of the reported perpe trators exist. Only Sgt. Morales is see n going in and out of the building on multiple occasions. When asked about his actions on the video, Sgt. Morales stated that he didn't remember anything. Lt. Theanthong believes that Sgt. Morales made a false report, regarding the alleged robbery incident.

Review of Department Records: 61#2017-050-

Computer and Related Background Checks: Z-FINEST,ECMS, OMNIFORM, ICIS AND DAS LITE YEILDED NO SIMILAR COMPLAINTS.

Conferrals Conducted:

LIEUTENANT THEANTHONG, BRONX ROBBERY SQUAD

DETECTIVE MENDEZ, IAB INTEL

SERGEANT CHANG, IAB, GROUP 7

DETECTIVE SICARDO, CRIME SCENE UNIT

ADVOCATE JAVIER SEYMORE, DEPARTMENT ADVOCATE OFFICE

ADA KATHERINE HWUANG, BRONX COUNTY DISTRICT ATTORNEY OFFICE

BUREAU CHIEF WANDA PEREZ-MALDANADO, BRONX COUNTY DISTRICT ATTORNEY OFFICE

Proactive Measures: IAB INTEL REQUEST, DAS LITE AUDIT, CLEAR CHECK, Z-FINEST AUDIT, DCLM SUBPOENA REQUEST, OMNIFORM AUDITS, REVIEW ECMS CASES

Other Information of Investigative Value: N/A

Patrol Guide 206-13 Hearings:

Detective Sean Oconnell, Bronx Robbery Squad

Detective Oconnell stated that on September 23rd, 2017 he received a telephone call to his command from the 50 Detective Squad advising them about a home invasion robbery that the covering supervisor Sergeant Puente52 Detective Squad was sending over to the Bronx Robbery Squad. Detective Oconnell stated that the robbery squad usually handles all home invasion robberies except domestics. Detective Oconnell stated that he went to the scene of the incident with out the S/ O present because the S/O was at the 50 PDU viewing mugshots. Detective Oconnell stated that the apartment appeared to be neat and kept, I asked him if in hi s opinion did the scene stand out because it was so neat and in order compared to typical home invasions where the places is ransacked or disturbed and Detective Oconnell stated that he has had prior home invasions where the scene was neat so it didn't immediately stand out to him. Detective Oconnell stated that he intervie wed the S/O and the S/O stated that he was sleeping when he heard a knock on the door and he observed a female he then opened the door when a male then punched him in his face three(3) times and knocked him to the ground. The S/O then closed the door and went back to sleep and when he woke up he realized that his wallet was missing. Detective Oconnell stated that he had observed two injuries on the S/O Face to the left cheek and left eyebrow. Detective Oconnell stated that he never viewed the video or conducted a canvass. Detective Oconnell stated that the S/O never informed the investigators where he was coming from or where he had been during the night. Detective Oconnell stated that he was informed by the 50 PDU that the video was inconclusive and didn't showany perpetrators entering or leaving the building

Detective Donna Farrell, Bronx Robbery Squad

Detective Farrell stated that she was RDO on September 23rd, 2017 but her team was catchi ng andshe was the Detective assigned to the case. She said she did a floor to floor c anvass which was unsuccessful with the exception of one neighbor stating that they heard glass breaking, detective Farrell stated that she interviewed the S/O and it was consistent with the was typed in the DD5's. Detective Farrell stated that she had prior home invasions where the victims were in shocked or stunned after the attempt, she also stated that the S/O informed her that a female was at the door and then pushed out the way by a man which is pretty standard in home invasions and she h ad a similar home invasion case with the same M.O last year so the story didn't seem that odd to her. Lieutenant Jurs then asked did she find it weird that a MOS would wait to contact 911 if he had just been a victim of a home invasion? and Detective Farrell said "no not at all" she went on to say that her last home invasion on elder avenue the victim went to sleep and didn't report it until the next day. She just assumed that the S/O was in shock. Lieutenant Jurs then asked " didn 't you think it was wei rd f or a MOS to not report a serious crime if they were the victim?" and Detective Farrell replied" sometimes when it happens to us we panic or freak out." Detective Farrell stated that she did view the video and noticed the S/O walk in and out of the building, she didn't see any perpetrators entering or leaving the building during the time of the robbery. She did notice a female standing in the lobby and a male entering the building with a key. She then went and told her Lieutenan t that she didn't see any perpetrat ors entering or leaving the time of the robbery.

Lieutenant Tawee Theanthong, Bronx Robbery Squad

Lieutenant Theanthong stated that on September 23rd, 2017 he was RDO when Detective Oconnell contacted him around 1430 hours to inform him that there was a home invasion in the 50 Precinct and the victim is a MOS. Lieutenant Theanthong stated that when he came into work on Monday he asked det ective Farrell what steps had she taken and she inform ed him that she did a door to d oor c anvass, and there was property removed and crime scene came and swabbed the door and removed the complainants sweatpants that he was wearing. Lieutenant Theanthong stated that he informed Detective Farrell to pull the video and view the footage on Monday September 25th, 2017 as well as interview the S/O at the 33 Precinct, he further stated that he instructed Detective Farrell to ask the S/O about him entering the building numerous times and why? he stated that he als o followed up with P olice imperso nati on Unit because he knew that they had a similar home invasion involving a female in the 49 precinct and he wanted Detective Farrell to show the S/O the photograph of a possible suspect. When asked about the possible female suspects the S/O Kept saying "I don't know", when asked about whey he kept going in and out of the building he also stated "I don't know". Then on Tuesday September 26th, 2017 Detective Farre II and Lieutenant Theanthong reviewed the video and began noticing discrepancies between the times he put on the 61 and the times on the video. Then on Wednesday September 27th, 2017 Lieutenant Theanthong noticed numerous times the S/O going in and out of the building during the time of the alleged robbery, he then wrote down the time stamps and the time written on the 61, he then noticed that there was a 7 minute window between when the S/O got home and went upstairs and then back in the lobby when he claimed he was sleeping in addition the S/O stated that he went back to sleep after the robbery however, the video doesn't support that because the S/O is seen walking in and out of the building. At this point Lieutenant Theanthong stated that he called IAB who referred him to Detective Bureau investigations who then referred him to IAB Command Center, Lieutenant Theanthong believes that an incident happened because the S/O had injuries but the incident didn't occur at that location or at that time or the way the S/O describes the incident.

Sergeant Madeline Monopoli, 50 Precinct Desk Officer

Ser geant Monopoli stated that on September 23rd, 2017 she was performing a tour change and she was assigned as the Desk Officer. She stated that around 0830 hours she received a phone call at the desk from Po Rodriguez informing her that they were at the scene of a home invasion and if the could speak to the Patrol Supervisor Sergeant Jaycox, Sergeant Monopoli then pulled up the job on ICAD and the body of the job stated 22 past larceny 0300 hours at She then passed the phone to Serg eant Jaycox who spoke with Po Rodriguez and then went immediately to the scene. I asked Sergeant Monopoli if that was the only interaction she had with the job and she replied 'Yes". I asked did she make any notifications in regards to the job she replied "No" I asked did she sign off on the scratch 61 and she replied "No" I then asked did she finalized the 61 in Omniform and she replied "No".

Sergeant Carmen Jaycox, 50 Precinct Patrol Supervisor

Sergeant Jaycox stat ed that on September 23rd, 2017 sh e was the Patrol Supervisor and at approximately 0900 hours she received a call at the Desk from one of her officers stating that a Member of Service was a victim of a robbery, she then immediately went to the scene and observed Sergeant Morales outside of the residence awaiting her arrival and once on scene Sergeant Morales approached her and he appeared tired as if he had been up all night and he was wearing sweatpants and a tshirt. Sergeant Morales th en stated that S ergeant Morales stated at approximately 0300 hours an unknown female knocked on his door, he then opened it and a male pushed the female out of the way and punched him in the face causing him to fall and removed his wallet. Sergeant Jaycox asked the S/o what was the reason for the delay and she stated he said he was tired so he went to sleep. I then asked if that set off a 'red flag' and she said " yes it did". She then asked the S/O about his bruises and him having an altercation why did n't he report it at 0300 hours instead of 5 hours lat er and she said he didn't have an answer for it. They then went upstairs inside of the apartment which in her words were "it was spotless, clean" I then asked Sergeant Jaycox and what was your reaction and she replied" there was no indication of a home invasion". She then said she took a walk t hroughthe apart ment and Sergeant Morales stated that incident began in the doorway and then led into the bedroom so Sergeant Jaycox walked into the bedroom where she immediately noticed the bedroom was spotless as well as money laying on the dresser in plain sight. I then asked did that set off another "red flag"? and she replied " possibly". Sergeant Jaycox asked for the description and he couldn't provide a clear description, then she wen t downstairs and viewed the cameras and didn't see anyone fitting that description. They then called the Duty Captain and Squad. I then asked when the duty captain arrived was there any mention of being "unfit for duty" and she replied "no" at the time we believed he was fit for duty. I then asked when the Duty Captain, Sergeant Puentes and herself discussed the events did either one of you say to yourself that this isn't adding up? and she replied "we all agreed that it was strange that he waited 5 hou rs." I then asked if this was a civilian and not an MOS would she press the issue or call him out with the 'red flags' and she replied" no, I would've handled it the same way and called the squad." I then asked in that sector are there typically any robberies or home invasions and she replied " no, not in thatarea most of our crime occurs closer to the border of the 52".

Sergeant Alberto Puente, 52 Precinct Detective Squad

Sergeant Puente stated on September 23rd, 2017 he was the covering superv isor for the west zone which includes the 46,48,50 and 52 Precinct Detective Squad s. He stated that he was notified by the 50 Detective Squad about a possible home invasion. Sergeant Puente stated that when he arrived he was met by Captain Brown(Duty Captain) and the Patrol Supervisor. Sergeant Puente stated that the aforementioned supervisors informed him that the C/V was a member of service and that there was a knock on the door he looked through the peephole and saw an unknown female he then proceeded to open the door when an unknown male then pushed the female and p unched the C/V in the face and removed his wallet in the ear ly morning and he didn't get the Police Department involved until the next morning. The then conducted a witness canvass on the floors above and below the C/V apartment with negative results. Sergeant Puente stated that he didn't interview the C/V he was viewing the video cameras with the squad, but he did observe the C/V briefly and he appeared normal nothing out of place. He s tated that he watched the video and during the time frame of when the C/V stated the incident occurred he didn't view any female or male fitting the description that was provided he only noticed the C/V walking in and out of the building numerous times. Sergeant Puente stated that because of the nature of the crime (Home Invasion) he made the notification over to Bronx Robbery Squad. I then asked Sergeant Puente if he noticed the entrances and exits and he stated "yes, the only access to the building is with a key or a tenant has to buzz you in someone on the street cant just walk into the building". Sergeant Puente stated that he never entered the apartment, but he did observed an injury to Sergeant Puente lower lip. I then asked after adding up the red flags (delay in calling, video footage not supporting his version of events, needing a key or buzzed in to gain access to building) did he feel that something isn't right and he replied "I did".

Police Officer Howard Neysmith, 50 Precinct Responding Sector

Police Officer Neysmith stated that on September 23rd, 20 17 he was assi gned to sector ABCD along with Police Officer Rodri guez. PO Neysmith stated that at approximately 0830 hours he arrived at and was met by Mario Morales(s/o) who informed them that someone had knocked on his door and he saw that it was a female he then opened the door and an unknown male pushed the female to the side and punched the s/o in the face knocking him down to the ground and removed his wa llet. Mario Morales informed the officers that this occurred at 0300 ho urs I then as ked PO Neysmith if the 5 hour delay come off strange and he replied "yes". I then asked PO Neysmith if he questioned the s/o about the delay and he stated that he simply went to sleep and didn't realize what had been taken until he woke up and couldn't find his NYPD ID Card. I then asked PO Neysmith had this been a civilian C/V would he had challenge the story in regards to the time delay and he replied "Oh yea". PO Ney smith then notified his supervisor, I then asked did the three of them Po Rodriguez, Po Neysmith and Sergeant Jaycox talk amongst themselve s about the time delay and he replied "yes". I then asked if he had viewed the apartment, did it seem as if a home invasion had occurred? he replied "no, it was neat and clean everything was in place." PO Neysmith stated that Sergeant Morales appeared fine, he was steady on his feet and he had a laceration on his upper lip. I then asked since his time in the 50 Pre cinct does that sector typically have robberies or home invasions and he re plied "no, not in that area".

Police Officer Eddie Rodriguez, 5 0 Precinct Responding Sector

Police Officer Rodriguez stated that he has been assigned to the 50 Precinct for approximately 14 years and his current assignment is second platoon squad B1. On September 23rd, 2017 he was assigned to sector ABCD with Po Neysmith and they responded to a 10-22 (Larceny) at the stated that the C/V approache d their vehicle and informed them that at approximately 0300 hours there was a knock on his door he went and observed a female he then opened the doo r at which point an unknown male pushed the female to the side and punched the C/V in the face and removed his wallet they then fled in an unknown direction. The c/v then stated that he went back to sleep. I then asked PO Rodriguez if he had asked the c/v why the 5 hour delay and he replied "he didn't want to make a big deal out of it, but then he realized his NYPD ID Card was missing so he had to call 911" I then asked PO Rodrigue z how was S ergeant Morales appearance he replied "he appeared to

be fine, he was steady on his feet, he observed injuries on his face which seemed consistent with being punched in the face." PO Rodriguez stated that they notified the Patrol Supervisor and informed her of the facts. I then asked PO Rodriguez at any point did they say to themselves that this story doesn't add up? and he replied " no". I then asked PO Rodriguez did the apartment seem as if a home invasion just occur and Police Officer Rodrig uez sated that the apartment seemed nice and neat. I then asked if that are as is a high crime location and PO Rodriguez stated "No, not in that area."

Police Officer Madeline Cruz, 50 Precinct

Police Officer Madeline Cruz stated that on September 2 3rd, 2017 she performed a our and he assignment was the Telephone Switchboard Operator (T.S) I asked Police Officer Cruz if at any point during her tour did she re spond to 3200 Netherlands Avenue and she replied "No, I did not" I then asked PO Cruz did she make any notifications in regards to the home invasion and she replied "No, I did not" I then asked PO Cruz if she had inputted the 61 into the omniform system and she replied "No, I did not."

Police Officer Brendan Reilly, 50 Precinct Detective Squad

Police Officer Reilly stated that on September 23rd, 2017 he responded to a home invasion at where he was met by c/v Mario Morale s and he identified himself as a member of service. Police Officer Reilly stated that Mari o Morales informed him that around 0300 hours there was a knock athis do or he observed a female Hispanic he then opened the door and an unknown male pushed the female out of the way and punched Mario Morales in his face, Mario Morales identified himself as a Police officer and the Unknown male continued punching him and removed his wallet from his pants. Mario Morales then informed Police Officer Reilly that he then went to sleep and called 911 in the morning. I then asked PO Reilly did that come off as "odd" that he would simply go to sleep and not call 911? he replied" no, I treated it like a typical home invasion and wanted to gather all of the details before sending it over to Bronx Robbery Squad". Police Officer Reilly stated that he observed the video surveillance at the location and noticed Mario Morales going in and out of the lo cation se veral times, he didn't notice any females or males fitting the description. I then asked PO Reilly after reviewing the video and the timestamps of when Mario Morales stated he was sleeping but he was in fact walking around the building did that set off a red flag in your mind?" PO Reilly replied"no, not at all because sometimes the timestamps can be off, or the complainant can be unsure about what time the incide nt actually occurred". I then asked PO Reilly if he conducted a witness canvass and he repli ed "no". I then asked did he conduct a entry and exit canvass and he said "ye s, I noticed an entry where you need to be buzzed in or have a key card access, there was a rear door where you would need a key togain access". PO Reilly stated he then to Mario Morales back to the 50 PDU and conducted a photo array where the results were negative. PO Reilly stated that Mario Morales appearance was neat and well kept, he was steady on his feet with just a laceration above his lip that became swollen a s the day progressed. PO Reilly stated that that area of the 50 is not known to have ro bberies. I then asked PO Reilly had this been a civilian and not an MOS would he have challenged the C/V story and he replied" not the same day, I would gather the information, the video surveillance and canvass and then I would confront the C/V, but by that time it would've already been assigned to Bronx Robbery Squad, we just handle the preliminary investigation."

Detective Larry Dunn, 50 Precinct Detective Squad

Det ective Dunn stated that on September 23rd, 2017 he and his partner PO Reilly respond ed to a home invasion robbery. Detective Dunn stated that he met with the C/V Mario Morales who had informed him that he was awoken out of his sleep by a knock on the door and he observed a female he then opened the door and an unknown male Hispanic pushed the female out of the way and then proceeded to punch Mario Morales in the face and takes his wallet and ran in an unknown direction. Mario Morales said afterwards he just stayed inside of his apartment and went to bed. I then asked Detective Dunn did he ask Mario Morales about the delay from the time of incident until the report time? and Detective Dunn stated "that he (Mario Morales) never gave an explanation he just said he decided to call in the morning." I then asked Detective Dunn if he reviewed video footage from the residence and he replied "no". I asked if he conducted a witness canvass? and he replied "yes, and that was negative." I then asked if he conducted an entry and exit canvass and he replied "yes, the front door you need a key or to be buzzed in and the rear exit you need a key to gain access." I asked if he went inside of the apartment and did anything look out of place and he replied" no, everything looked fine and in place." I then asked Detective Dunn if that area is a known crime area and he replied "No" I then asked if the 50 has had similar home invasions with that M.O and he replied" we've had one where a guy pretended to be lost and ask for directions and push his way inside but none with a male and female."

Police Officer Robin Garcia, Bronx Grand Larceny Division

PO Garcia stated on the night of September 22, 2017 he remembers receiving a text message from Sergeant Morales telling him that he was at Brown Sugar and he should come out. Po Garcia stated that he didn't respond and went to sleep, the next morning he woke up and a missed call from Se rgeant Morales and then Sergeant Morales called him back telling him that he was robbed . Po Garcia stated that Sergeant Morales told him that he went out to Brown Sugar Bar and Grill and then went to a place in Yonkers(Spanish Bar) he doesn't know the name, or streets because he's never been there. Lieutenant Jurs then asked if Sergeant Morales drinks to the point where he could be an easy target while leaving a bar and PO Garcia replied" I think so". he was then asked if Sergeant Morales told him how he got to Yonkers and was he alone? he replied he drove and he told me he went alone" PO Garcia stated that Sgt. Morales was at Brown Sugar Bar and Grill with his cousin but he was in Yonkers alone. PO Garcia then stated that Sgt. Morales told him that after leaving the bar in Yonkers he went home and went to sleep, he then hears a knock, looks through the peep hole sees a female, he then opens the door then a male pushed into the apartment punched him twice and took his wallet, he said he was in shock walked around the apartment and building to go after them he then went back upstai rs went to sleep and then called 911. PO Garcia was asked if Sgt. Morales had problems with anyone in his building and he said "no" PO Garcia was then asked did he ask Sgt. Morales why the delay, he replied" yes, because it didn't make sense to him, to open up a door to someone you don't know". Sgt. Morales told him that he was in shock. Lieutenant Jurs then asked would it be possible that something occurred at a locatio n where he was earlier in the night rather than at his house" he replied" in his mind the story didn't seem believable but Sgt. Morales was adamant that's what happened". PO Garcia stated

that he hasn't hung out with in approximately 4 to 5 years and he wasn't aware of his criminal history, he never conducted computer checks on or provided him with Confidential Information. PO Garcia stated that he was working on September 29th, 2017, Lieutenant Jurs then asked him what w as the purpose of him running Sgt. Morales 61? he replied " that he just wanted to see for himself because he couldn't believe what happened to him". Lieutenant Jurs then asked if he was a regular sector car and a civilian told him that story would you believe it?" and he replied " no, I would not believe that story".
Sergeant Mario Morales, PSA 2 (Viper)
-Sergeant Morales stated that on the evening of September 22nd into the early morning of September 23rd, 2017 he arrived at his residence after being out, he states that at some point he fell asleep and was then woken up by a knock at his fron t door. He goes to the door and observes a female standing on the other side of the door, he asked who it was and he couldn't understand what she said, he then opens up the door and a male pops out of his blindside and punches him in the mouth he tells the male "I" na cop relax" at which point the male proceeds to punch him three times on the side of his temple. he says he then pushed him out of the door, the male tries reaching inside of his pocket. He says they left the location and he went down to the lobby a couple of times, he is unsure of the amount of times. He says he then goes to sleep and when he wakes up he realizes that his wallet was missing. Sergeant Morales stated that he didn't immediately call 911 because at the time he wasn't thinking straight after having been assaulted and he was trying to figure out everything that had just occurred. He stated that it doesn't matter if you have 20 years on the job or 2 years on the job when your a victim of a crime you're not thinking straight. Serge ant Morales stated the he received injuries which included ab ruised lip and a contusion to his temple which he considered serious, however he did not seek medical attention for his injuries. Sergeant Morales stated he had no recollection of reporting the crime as a 10-22 past larceny instead of a 10-20 past robbery, he just wanted to provided the dispatcher with as much information as he could. Sergeant Morales stated that he never identified himself as a member of service to the 911 dispatcher because at the moment he wasn't thinking straight, however when the responding sector showed up he identified himself. Captain Winters asked if he understood his reporting requirements when being involved in an off-duty incident(victim of a crime) and Sergeant Morales said yes, I'
Ca ptain Winters informed Sergeant Morales that he told the responding sectors, patrol supervisor, Duty C aptain and Bronx Robbery squad that he went to sleep immediately after the incident however, when confronted with the video of him wandering around the lobby he couldn't explain his actions. Sergeant Morales then informed Captain Winters that no one from Bronx Robbery Squad showed him a video of him wandering around the lobby or confronted him in person or via telephone. Captain Winters then showed Serge ant Morales the video of him changing his clothes and wandering around the lobby. Captain Winters asked Sergeant Morales if he recalled why he would change his clothes and why not call 911 at that point in time. Sergeant Morales stated once again he was disoriented after being a victim of a crime, he didnt even remember going in and out of the lobby all those times.
Sergeant Morales stated that earlier that evening he was out with his cousin wash ington Heights. The investigator then informed Sergeant Morales that he told the responding Duty Captai n that he doesn't drink and Sergeant Morales stated he told him that he didnt drink that night and he didn't tell him that he doesn't drink. Sergeant Morales was then asked why several witnesses stated that saw him with drinks on his table that night and he stated no I do not. Lieutenant Jurs then asked if his cousin drinks and he responded yea he drinks but I didnt drink that night. Sergeant Morales st ated he knows the manager from college and he hasn't spoken to him about the incident, he fre quents the location once a week for brunch since July 2017. Sergeant Morales stated that he drinks sometimes at brunch and sometimes he doesn't, the last time he was there was this past Sunday July 8th, 2018.
-Sergeant Morales stated that after he left Brown Sugar Bar and grill at around 2330 or 2400 hours he went to Flamingos in Yonkers to play pool alone after he dropped home. He said he doesn't drink at that location and he didnt drink at that location. He was there for approximately 45 minu tes and he went straight home and didnt leave with anyone. Sergeant Morales stated that he was unaware that there was a hydrant where he parked his vehicle even though hes lived there for over ten years. Sergeant Morales stated that he has his own parking spot in the rear of his building however, he didnt park there that night because he chose not to and was tired and just wanted to go upstairs and he didnt notice the hydrant that time of nightS ergeant Morales was shown a video of him parking and what appeared to be him searching his vehicle for something, the investigator asked what was he looking for and Sergeant Morales couldn't recall" Sergeant Morales stated that when he exited his building and was inside of his apartment he was in possession of his wallet. Lieutenant Jurs then asked id he always sleeps with his wallet in his pocket and he said that night yes. Sergeant Morales was instructed an d given a direct order by Captain Winters that now that he is aware of criminal activity he is no longer allowed to associate with him or since that is also an Unlicensed Premise. Sergeant Morales understood the direct order.

Sergeant Gerard Long, 34 Precinct

-Sergeant Long stated that he is familiar with several as well as the owner because its a location that operates after hours. Sergeant Long stated that it is an unlawful location in the 34 precinct due to fights and problems that occur. He stated he has been to the location while off-duty app roximately 5 years ago prior to it becoming an unlawful location.

cal info wh Se ins pho one hin cal wo thin ass	Sergeant Long stated that he met opening, he stated that opening activity happening around the area and provide them with information about other crimes. Sergeant Long stated that opening around the area and provide them with information about to be committed sometimes off duty because he would call him all hours of the day with information or when a crime is about to be committed sometimes off duty because he would think that Sergeant long was working and Sergeant long would tell him that he soff duty let me try and call someone else for youSergeant Long was reminded that he was instructed to cease all contact with opening and by IAB Group 1 however his telephone number appeared in phone records a total of 14 times. Sergeant Long stated that he couldn't remember as to why there were that many calls on that one day but he thought there was something going on or an emergency and more than likely called to see why was calling him so many times. Sergeant Long stated that after being told to cease all contact with he told to no longer call or try to contact him however opening never stopped calling him so he blocked his phone number but would try other ways to see or talk to him. Sergeant Long stated that he wasn't aware of opening arrest history the only thing he was aware of was the summonses he received for the after hours location. He stated that what Group 1 asked him about associating with he informed them that he doesn't associate with him, calls him all the time, saying the gangs are fighting can you send a car over here and Sergeant Long would tell him leave me alone.								
Ро	lice Office r Frankie Cr	uz, 34 Precinct							
hor he doe Cru num wo sou mo	has known esn't associate with uz st ated that he hasn nlawful location. PO Cr uld call and say" Hey t urce of information. PO ore than likely had t o d as a "Lag". PO C	He has been to the location while for approximately 8 years, the has been to he doesn't consider since it has been to heres something going on over here owith something happening in the ruz wasn't aware of heres criming ontact with	le off-duty prior to it become to the comment at another cigar shim a friend, hes just so then an unlawful location ald contact him about crivere, you guys might war by his telephon e number the neighborhood which is	oming an unlaw shop on meone he know an d he doesn' mes occurring in to send some showed up in s usually why h	he state ws f rom the neighbor t know the reason itb in the neighborhood eone." was m telephone re- e calls. PO Cruz desi	stated that es he rhood. PO ecamea ore a cords, it cribed			
Со	nclusion:								
fab Ma en Ga ad	oricated the version of e urio Morales just not in d, Sergeant Morales w urcia was issued a Scho	gh investigation it was determine events. It is the belief of the Interrathe way that Sergeant Mario Moras suspended for giving false statedule A command discipline for Commanding officer. This	nal Affairs Bureau that ar ales described it to the r tements during an official computer misuse. The Co	n incident had o esponding offic al Department i ommand discip	occurred involving Se cers and investigators nterview. Police Offic line has been warned	rgeant s. In the er Robin d and			
Su	bjects Involved					_			
920 SG	me 0516 GERARD LONG GT (570-FLEET GRVICES DIVISION)	Status UNIFORM MEMBER OF SERV	ICE	Sex MALE	Race BLACK	Dob			
All	egations	-							
1	Full Allegation Association - Criminal - Other than Family	Classification Abuse of Dept Regulations	Allegation Index ASSP-Associates Criminals	Allegation Date 06/13/2018	Finding 12 - Unsubstantiated	Finding Date 07/19/2018			
	Comments The allegation of Criminal Association- Other than Family will be finalized as UNSUBSTANTIATED due to the fact that it cannot be proven or disproven that Sgt Long had knowingly associated with (a person with a criminal history) in a unofficial capacity.								
2	Full Allegation Suspended MOS - Other - Non-IAB	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 08/10/2018	Finding 04 - Info. and Intelligence	Finding Date 08/22/2018			
	Comments This allegation was added to address the suspension of Sergeant Gerard Long under a negotiated penalty from the Department Advocates Office, Re: IAB Group 25 C15-0695.								
92. MC	Name 925776 MARIO MORALES SGT (258- 033 DET SQUAD) Status UNIFORM MEMBER OF SERVICE Back MALE MALE								

Allegations			_						
(Not Do	egation Incident mestic) - f Crime - In	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 09/23/2017	Finding 04 - Info. and Intelligence	Finding Date 01/30/2019			
		Comments This allegation was added due to the fact Sergeant Mario Morales reported that he was a victim of a nome invasion robbery.							
	egation Department ent - ID Card	Classification Abuse of Dept Regulations	Allegation Index Lost PD Item	Allegation Date 09/23/2017	Finding 04 - Info. and Intelligence	Finding Date 01/30/2019			
		Comments This allegation was added who of a Home Invasion Robbery.	en Sergeant Mario Mora	les reported his	ID Card Stolen during	g the course			
Timely No.	egation lotify in a Manner - /Operations	Classification Abuse of Dept Regulations	Allegation Index Fail to Make Notification	Allegation Date 09/26/2017	Finding 07 - Substantiated	Finding Date 01/30/2019			
		Comments Said Sergeant Mario Morales, while assigned to the 33rd Precinct Detective Squad, while offduty, on or about September 23, 2017, did fail and neglect to request the response of the Patrol Supervisor after being involved in an off-duty incident. Charges and Specifications 2							
4 Full Alle Other Do Rules/Po Violation	ept rocedures	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 09/26/2017	Finding 07 - Substantiated	Finding Date 01/30/2019			
		Comments Said Sergeant Mario Morales, while assigned to the 33rd Precinct Detective Squad, while offduty, on or about September 23, 2017, did wrongfully engage in conduct prejudicial to the good order, efficiency, or discipline of the Department, to wit: said Sergeant illegally parked his personal vehicle on a fire hydrant and subsequently received a summons. Charges and Specifications 6							
5 Full Alle Crime (N Domesti		Classification Crime	Allegation Index O-Crime Other	Allegation Date 09/28/2017	Finding 07 - Substantiated	Finding Date 01/30/2019			
		Comments This allegation was added due to the fact that Sergeant Mario Morales falsely reported an incident/crime (home invasion robbery) to the New York City Police Department. Specification # 5							
6 Full Alle Modified Other - I	MOS -	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 09/29/2017	Finding 04 - Info. and Intelligence	Finding Date 01/30/2019			
		Comments This allegation was added to address Sergeant Mario Morales being placed on modified assignment.							
7 Full Alle Other Do Rules/Po Violation	ept rocedures	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 10/04/2017	Finding 07 - Substantiated	Finding Date 01/30/2019			
		Comments Said Sergeant Mario Morales, while assigned to the 33rd Precinct Detective Squad, while off-duty, on or about September 23, 2017, did wrongfully engage in conduct prejudicial to the good order, efficiency, or discipline of the Department, to wit: said Sergeant did fail and neglect to identify himself as a uniformed Member of the Service when calling 911. Charges and Specifications 1							
8 Full Alle Associa Criminal than Far	tion - I - Other	Classification Abuse of Dept Regulations	Allegation Index ASSP-Associates Criminals	Allegation Date 03/06/2018	Finding 12 - Unsubstantiated	Finding Date 01/30/2019			
Associati Criminal	tion - I - Other	Comments This allegation was added as a	ASSP-Associates Criminals	Date 03/06/2018 ords obtained w	12 - Unsubstantiated	Dat 01/3			

		had spoken to, M not deny speaking with him over	lorales could not remem r the phone.	ber the reason	due to a head injury,	but he did				
9	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 01/30/2019	Finding 07 - Substantiated	Finding Date 01/30/2019				
		on or about September 23, 2017 order, efficiency, or discipline of	comments aid Sergeant Mario Morales, while assigned to the 33rd Precinct Detective Squad, while offduty, n or about September 23, 2017, did wrongfully engage in conduct prejudicial to the good rder, efficiency, or discipline of the Department, to wit: said Sergeant failed to properly inform 911 ispatch of the actual circumstances of the crime. Charges and Specifications 3							
10	Full Allegation Charges & Specifications - IAB	Classification NOTIFICATION/Additional Information	Allegation Index CS-Charges and Specifications	Allegation Date 01/30/2019	Finding 04 - Info. and Intelligence	Finding Date 01/30/2019				
		NOTIFICATION/Additional CS-Charges and Date 04 - Info. and Da								
11	Full Allegation Impede Investigation -	regarding the facts of a criminal Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 01/30/2019	Finding 07 - Substantiated	Finding Date 01/30/2019				
		Comments Said Sergeant Mario Morales, while assigned to the 33rd Precinct Detective Squad, while offduty, on or about September 23, 2017, did wrongfully engage in conduct prejudicial to the good order, efficiency, or discipline of the Department, to wit: said Sergeant made false statements to the Duty Captain and members of the Bronx Robbery Squad regarding a criminal investigation. Charges and Specifications 4								
		Said Sergeant Mario Morales, while assigned to the 33rd Precinct Detective Squad, while offduty, on or about September 23, 2017, did wrongfully engage in conduct prejudicial to the good order, efficiency, or discipline of the Department, to wit: said Sergeant Morales was untruthful throughout the investigation which caused delays in completing and closing this case. Charges and Specifications 5								

12	Full Allegation Official Statement - False Statement - PG	cial Statement - Perjury/False Statements GO15-PG 206-13 se Statement -		Allegation Date 01/30/2019	Finding 07 - Substantiated	Finding Date 01/30/2019
		Comments Said Sergeant Mario Morales, won or about July 18, 2018, did mregarding the facts of a criminal	nake fa l se statements di	uring his officia	Department Intervie	w
13	Full Allegation Suspended MOS - Other - IAB	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 01/30/2019	Finding 04 - Info. and Intelligence	Finding Date 01/30/2019
	Comments On Tuesday January 22nd, 2019 at approximately 1200 by Deputy Inspector Hugh Bogle, Commanding Officer I/C Chief Alan Cooper, Commanding Officer IAB Criminal Inspector Mario Morales was served with Charges and S				under the direction of The suspension come	Deputy s as
14	Full Allegation Fail to Safeguard Dept Equipment - ID Card - Active	IAB Log# 2019-2802, Police Off Classification Abuse of Dept Regulations	Allegation Index Fail to Safeguard	Allegation Date 01/30/2019	Finding 07 - Substantiated	Finding Date 01/30/2019
		Comments This allegation was added to ad stolen. Supervisor Advocate Javadd the Spec.				
934 PO	me 4904 ROBIN GARCIA M (209-GRAND RCENY DIVISION)	Status UNIFORM MEMBER OF SERV	ICE	Sex MALE	Race	Dob
All	egations					
1	Full Allegation Computer Misuse -	Classification Abuse of Dept Regulations	Allegation Index COMPMIS-Computer Misuse	Allegation Date 03/13/2018	Finding 07 - Substantiated	Finding Date 02/10/2019
		Comments Police officer Garcia did receive -Police Officer Robin Garcia, Or number 219-14 Page 1, Para 2, Computer system to access a d complaint report involving Mario command Discipline was adjudi- warned and admonished.	n Friday September 29th In that Police Officer Ro atabase of information for Morales. Complaint rep	n 2017 did viola obin Garcia did for non-departm oort # 2017-050	te Patrol Guide Proce improperly utilize a Dental purposes in ord The Sched	Department der to run a ule A
Name 936407 FRANKIE CRUZ POM (034-034 PRECINCT)		Status UNIFORM MEMBER OF SERVICE		Sex MALE	Race	Dob
All	egations					
1	Full Allegation Association - Criminal - Other than Family	Classification Abuse of Dept Regulations	Allegation Index ASSP-Associates Criminals	Allegation Date 06/13/2018	Finding 12 - Unsubstantiated	Finding Date 07/19/2018
Comments The allegation of Criminal Association- Other than Family will be finalized as UNSUBSTANTIAT to the fact that it cannot be proven or disproven that Sgt Long had knowingly associated with a person with a criminal history) in a unofficial capacity.						

1	'Zone 3 review'							
2	'Charges and specs, signed and completed with wrong wording'							
3	PDF _'garcia schedule A warned and admonished'							
4	POF 'fixed charges and specs'							
5	NOTIFICATION OF DISPOSITION CRUZ'							
6	NOTIFICATION OF DISPOSITION LONG'							
7	NOTIFICATION OF DISPOSITION MORALES'							
8	NOTIFICATION OF DISPOSITION GARCIA'							
9	'Morales Charges Prefered UF49'							
10	'suspension 49 morales'							
11	'Morales Charges requested'							
	Reporting Rank Name Tax Reg. No. Command							

Reporting Officer:		Name LAIETTA MATTHEW		Tax Reg. No. 936900		_		Command G41-GROUP 41 - DETECTIVE BUREAU - MANHATTAN / BRONX
_	Manner of Closing C - PARTIALLY SUBSTANTIATED	Date Reviewed 03/22/2019	Date of Next Review	Name CORRADO DERRICK		Supv. Tax No. 897238		
Endorser:	Rank LCD	Name MAY JOSEPH	Tax Reg. No. 925693		DateTime Reviewed 03/07/2019 13:02	Status Approved		
	Comments APPROVED							

			I			
Endorser:	Rank INS	Name BOGLE HUGH	Tax Reg. No. 922003	Command G41-GROUP 41 - DETECTIVE BUREAU - MANHATTAN / BRONX	DateTime Reviewed 03/07/2019 13:08	Status Approved
	Comments APPROVED					
Endorser:	Rank INS	Name CORRADO DERRICK	Tax Reg. No. 897238	Command Z03-ZONE 3	DateTime Reviewed 03/14/2019 13:43	Status Rejected
	Comments SEE ZONE 3 REVIEW	/, ATTACH REV	/IEW TO CA	SE.		
Endorser:	Rank LCD	Name MAY JOSEPH	Tax Reg. No. 925693	Command G41-GROUP 41 - DETECTIVE BUREAU - MANHATTAN / BRONX	DateTime Reviewed 03/21/2019 15:51	Status Approved
	Comments APPROVED					
Endorser:	Rank INS	Name BOGLE HUGH	Tax Reg. No. 922003	Command G41-GROUP 41 - DETECTIVE BUREAU - MANHATTAN / BRONX	DateTime Reviewed 03/21/2019 15:53	Status Approved
	Comments APPROVED					
Endorser:	Rank INS	Name MCGRATH THOMAS	Tax Reg. No. 905607	Command Z03-ZONE 3	DateTime Reviewed 03/22/2019 07:42	Status Approved
	Comments APPROVED					
Endorser:	Rank INS	Name CORRADO DERRICK	Tax Reg. No. 897238	Command Z03-ZONE 3	DateTime Reviewed 03/22/2019 13:08	Status Approved
	Comments APPROVE					